

brenet

**Citation**

Effective 1-1-2022

APRIL LIVAS  
VS  
DIGCO UTILITY CONSTRUCTION LP, ETAL

NO. 635502-B  
STATE OF LOUISIANA  
PARISH OF CADDO  
FIRST JUDICIAL DISTRICT COURT

THE STATE OF LOUISIANA, TO: DIGCO UTILITY CONSTRUCTION LP  
THRU CORPORATION SERVICE COMPANY, AGENT  
501 LOUISIANA AVE  
BATON ROUGE, LA 70802

33.

**YOU HAVE BEEN SUED.**

Attached to this Citation is a certified copy of the Petition.\* The petition tells you what you are being sued for.

You must EITHER do what the petition asks, OR, within TWENTY-ONE (21) days after you have received these documents, you must file an answer or other legal pleadings in the Office of the Clerk of this Court at the Caddo Parish Court House, 501 Texas Street, Room 103, Shreveport, Louisiana.

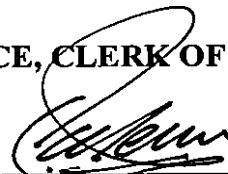
If you do not do what the petition asks, or if you do not file an answer or legal pleading within TWENTY-ONE (21) days, a judgment may be entered against you. Please be aware of Louisiana House Bill 164 (Act 174) of the 2021 legislative session which changed prescription periods for answering. The full text of this bill can be found at <https://legis.la.gov/legis/BillInfo.aspx?i=239989>.

This Citation was issued by the Clerk of Court for Caddo Parish, on this date February 28, 2022.

\*Also attached are the following:

**MIKE SPENCE, CLERK OF COURT**

By: \_\_\_\_\_

  
Deputy Clerk

**JOSH POWELL**

Attorney

SERVICE INFORMATION:

Date \_\_\_\_\_

Personal \_\_\_\_\_ Domiciliary \_\_\_\_\_ to \_\_\_\_\_

Unserved \_\_\_\_\_ because \_\_\_\_\_

Remarks \_\_\_\_\_

I made service on the named party through the  
CORPORATION SERVICE COMPANY

Deputy Sheriff

MAR 16 2022

by tendering a copy of this document to  
MELISSA HARDIN

DY. M. LOCKWOOD #0803

Deputy Sheriff, Parish of East Baton Rouge, Louisiana



FILED  
SHERIFF RETURN

2022-01-26 12:00:00

**EXHIBIT "A"**

APRIL LIVAS : SUIT NUMBER: 635,502-B  
VERSUS : 1<sup>st</sup> JUDICIAL DISTRICT COURT  
  
DIGCO UTILITY  
CONSTRUCTION, L.P., OLD  
REPUBLIC INSURANCE  
COMPANY, and JUNIOR THOMAS : CADDO PARISH, LOUISIANA

**PETITION**

APRIL LIVAS, of the full age of majority and domiciled in Caddo Parish, Louisiana, respectfully represents:

1.

The defendants making this petition necessary are:

- a. DIGCO UTILITY CONSTRUCTION, L.P., a foreign corporation authorized to do and doing business in the state of Louisiana with its principal business establishment in Shreveport, Caddo Parish, Louisiana;
- b. OLD REPUBLIC INSURANCE COMPANY, a foreign insurer who provided liability coverage to the vehicle operated by Junior Thomas and owned by Digco Utility Construction, L.P.; and
- c. JUNIOR THOMAS, of the full age of majority and domiciled in Orange County, Texas;

2.

On August 9, 2021, a wreck occurred on St. Charles Street in Bossier Parish, Louisiana involving a Ram 1500 operated by Junior Thomas and a Toyota Camry operated by April Livas.

3.

Junior Thomas was driving in reverse on St. Charles Street and ran into the front of April Livas' car.

4.

Junior Thomas endangered the public and caused plaintiff harm by:

- a. Improperly backing his truck on a public roadway;
- b. Being inattentive; and
- c. Operating his vehicle in a careless and reckless manner.

5.

It is alleged upon information and belief that Junior Thomas was in the course and scope of his employment with Digco Utility Construction, L.P. at the time of the wreck. Digco Utility Construction, L.P. is vicariously liable for the negligent acts of its employee.

6.

Junior Thomas' negligence caused harm to Plaintiff. Defendants are responsible for her past and future: 1) medical expenses; 2) pain and suffering; 3) mental pain and anguish; 4) loss of enjoyment of life; 5) functional impairment/disability; 6) lost wages and earning capacity; 7) scarring and disfigurement; and 8) property damage.

7.

Plaintiff's claims exceed the amount required for jury trial.

WHEREFORE, plaintiff prays that all harms and losses caused by the defendants be repaired by judgment; all expert fees, costs, and interests should be borne by defendants.

Respectfully Submitted,

BY:   
Josh Powell (#38378)  
509 Milam Street  
Shreveport, LA 71101  
(318) 221-1507 – telephone  
(318) 221-4560 – facsimile  
jpowell@morrisdewett.com  
ATTORNEYS FOR PLAINTIFFS

**PLEASE SERVE:**  
**DIGCO UTILITY CONSTRUCTION, L.P.**  
Through its Agent for Service of Process  
Corporation Service Company  
501 Louisiana Avenue  
Baton Rouge, LA 70802

**OLD REPUBLIC INSURANCE  
COMPANY**  
Through its Agent for Service of Process  
Louisiana Secretary of State  
8585 Archives Ave.  
Baton Rouge, LA 70809

**PLEASE SERVE**  
**via Louisiana Long-Arm Statute:**  
**JUNIOR THOMAS**  
772 N. Denver Street  
Vidor, TX 77662

